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Cash Cloud Inc.

**EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA**

CASH CLOUD INC., a Nevada corporation,
Plaintiff,
vs.
COLE KEPRO INTERNATIONAL, LLC, a
Delaware limited liability company,
Defendant.

Case No.: A-22-854226-B

Dept. No.: XXII

Hearing Date: November 29, 2022
Hearing Time: 8:30 a.m.

**ORDER DENYING DEFENDANT'S MOTION FOR RECONSIDERATION OF
COURT'S OCTOBER 10, 2022 ORDER SOLELY AS IT CONCERN THE
CONTESTED REAL PLAINTIFF PARTY IN INTEREST**

This matter came before the Court on Defendant Cole Kepro International, LLC’s (“Defendant” or “Cole Kepro”) Motion for Reconsideration of Court’s October 10, 2022 Order Solely as it Concerns the Contested Real Plaintiff Party in Interest (the “Motion”). James M. Jimmerson, Esq. of The Jimmerson Law Firm, P.C. appeared on behalf of Plaintiff Cash Cloud Inc. (“Plaintiff” or “Cash Cloud”), and David Adler, Esq. of Jaffe Raitt Heuer & Weiss, P.C. and Dan Waite, Esq. of Lewis Roca Rothgerber Christie LLP appeared on behalf of Defendant Cole Kepro. The Court reviewed the papers and pleadings on file herein, and good cause appearing, the Court finds and orders as follows:

1 THE COURT HEREBY FINDS that the issue of the real party in interest
2 (including the dispute as to the identity thereof) is an issue of fact.

3 THE COURT FURTHER FINDS that there is no reason to grant reconsideration
4 of its prior October 10, 2022 Order Granting Motion for Declaratory Judgment and for
5 Stay of Arbitration Proceedings and Denying Defendant's Countermotion to Dismiss
6 Action Pursuant to EDCR 2.20(f) (the "October 10, 2022 Order")

7 THEREFORE, THE COURT ORDERS, ADJUDGES, AND DECREES that it will
8 not presently reconsider its October 10, 2022 Order.

9 THE COURT FURTHER ORDERS, ADJUDGES, AND DECREES that
10 Defendant's Motion is DENIED WITHOUT PREJUDICE.

11 Dated this 13th day of December, 2022

12 

13 Respectfully Submitted By:

14 12B EB5 5667 3E52
15 Susan Johnson
16 District Court Judge

17 THE JIMMERTON LAW FIRM, P.C.

18 By: /s/ James M. Jimmerson, Esq.

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20 Attorneys for Plaintiff Cash Cloud Inc.

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Approved as to form and content by:

JAFFE RAITT HEUER & WIESS, P.C.

By: /s/ David Z. Adler, Esq.

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From: David Adler <dadler@jaffelaw.com>
Sent: Friday, December 2, 2022 6:11 AM
To: James M. Jimmerson, Esq.
Cc: Andrew Pastor; Deborah Gutierrez; 'Waite, Dan R.'
Subject: RE: Cash Cloud Inc. v. Cole Kepro International LLC
Attachments: Order denying motion for reconsideration.docx

Jim, this looks fine. You can affix my signature and submit.

Thank you,

David Adler
dadler@jaffelaw.com
248.727.1563
he/him/his

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Jaffe is joining Taft

The next chapter starts December 31, 2022.

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From: James M. Jimmerson, Esq. <jmj@jimmersonlawfirm.com>
Sent: Thursday, December 1, 2022 3:49 PM
To: David Adler <dadler@jaffelaw.com>; 'Waite, Dan R.' <DWaite@lewisroca.com>
Cc: Andrew Pastor <aap@jimmersonlawfirm.com>
Subject: Cash Cloud Inc. v. Cole Kepro International LLC

****EXTERNAL EMAIL - Be Cautious with Links and Attachments****

David and Dan,

Please find attached the proposed order from our hearing earlier this week. Please let me know if you have any requested edits or changes or if I may affix your e-signature to the same. Thank you.

Sincerely,

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3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

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6 Cash Cloud Inc, Plaintiff(s) CASE NO: A-22-854226-B
7 vs. DEPT. NO. Department 22
8 Cole Kepro International LLC,
9 Defendant(s)

10
11 **AUTOMATED CERTIFICATE OF SERVICE**

12 This automated certificate of service was generated by the Eighth Judicial District
13 Court. The foregoing Order Denying was served via the court's electronic eFile system to all
14 recipients registered for e-Service on the above entitled case as listed below:

15 Service Date: 12/13/2022

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